

New York State Department of Environmental Conservation

Office of Environmental Quality, Region 4

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June 28, 2011

Dr. Hugh Davis
Regulatory and Waste Program Manager
U.S. Department of Energy
SPRU Field Office, SP-23
2425 River Road
Niskayuna, NY 12309

**Re: Department of Energy – Environmental Management
Separations Process Research Unit (SPRU)
6 NYCRR Part 373 Permit – Corrective Action
Permit # 4-4224-00024/00042
Direct-Push Interim Report for the Volatile Organic Compound Investigation of the
Red Pines Area, ARC-RPT-6025. September 9, 2010**

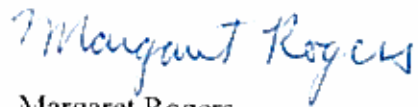
Dear Dr. Davis:

The Department has reviewed the above-referenced report and, based on all current information, herewith approves the report and the recommendation of no further action, in accordance with Module II, Condition E.1(b) and (c) of the above-referenced permit. This approval is based on demonstration that Division of Environmental Remediation residential soil cleanup objectives, as defined in 6 NYCRR Part 375-6.8(b), have been met for the contaminants of concern, and that contraventions of New York State groundwater quality standards for these contaminants have not been demonstrated. Please note that a change in site use resulting in an actual or potential exposure scenario may result in a future re-evaluation of this determination by the Department. Should contamination by hazardous and/or mixed waste(s) and/or hazardous constituents be discovered at this area in the future, the provisions of Module II, Section D of your Part 373 permit will apply.

Please also note that, in accordance with RCRA Corrective Action and milestone tracking requirements, evaluation, reporting and public notice of the Red Pines investigation may be performed in future as part of the overall final Corrective Measures assessment for the KAPL site.

Should you have any questions, please contact me at (518) 357-2353.

Sincerely,

A handwritten signature in blue ink that reads "Margaret Rogers". The signature is written in a cursive style with a large, stylized "M" and "R".

Margaret Rogers
Engineering Geologist II

MOR:lg'Red/pines/dpapp.doc

cc: M. Infurna, - USEPA Region II
J. Hill - USDOE-NRLFO
L. Winterberger - NYSDEC Central Office
File

ec: R. Forgea - NYSDEC Region 4